

228923

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2011 - 109 - C

Application of GC Pivotal, LLC For a Certificate of Public Convenience and Necessity to Provide Interexchange and Local Exchange Telecommunications Services and for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 98-165 in docket No. 97-467-C; and for interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 95-1734 and 96-55 in Docket No. 95-661-C.

Submitted by: Angela Janssen

SC Bar Number: \_\_\_\_\_

Address: 1720 Windward Concourse, Suite 115  
Alpharetta, GA 30005

Telephone: (678) 775-2253

Fax: (678) 775-1193

Other: \_\_\_\_\_

Email: ajanssen@telecomcounsel.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

- ☐ Emergency Relief demanded in petition      ☐ Request for item to be placed on Commission's Agenda expeditiously  
☐ Other: \_\_\_\_\_

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)			
<input type="checkbox"/> Electric	<input checked="" type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request	
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification	
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation	
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement	
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment	
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter	
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response	
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery	
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition	
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation	
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena	
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff	
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:	
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest		
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit		
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report		

**Lance J. M. Steinhart, P.C.**

Attorney At Law  
1720 Windward Concourse  
Suite 115  
Alpharetta, Georgia 30005

Also admitted in New York  
And Maryland

Telephone: (770) 232-9200  
Facsimile: (770) 232-9208

March 29, 2011

**VIA OVERNIGHT DELIVERY**

Ms. Jocelyn G. Boyd  
Chief Clerk of the Commission  
The Public Service Commission  
State of South Carolina  
101 Executive Center Drive, Suite 100  
Columbia, South Carolina 29210  
(803) 896-5100

RE: GC Pivotal, LLC  
Docket No. 2011-109-C  
Notice of Filing and Hearing

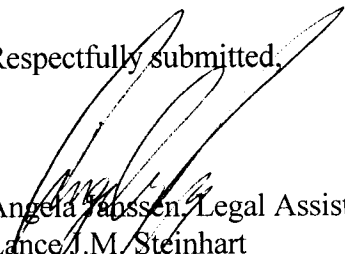
Dear Ms. Boyd:

Enclosed for filing are the original Affidavits of Publications and the dates published:

- |    |                           |                |
|----|---------------------------|----------------|
| 1. | The Florence Morning News | March 18, 2011 |
| 2. | The Greenville News       | March 18, 2011 |
| 3. | The Post and Courier      | March 18, 2011 |
| 4. | The State                 | March 18, 2011 |

I have enclosed an extra copy of this letter to be date-stamped and returned in the enclosed envelope provided. If you have any questions, please feel free to give me a call or e-mail at [ajanssen@telecomcounsel.com](mailto:ajanssen@telecomcounsel.com) or (678) 775-2253.

Respectfully submitted,

  
Angela Janssen, Legal Assistant to  
Lance J.M. Steinhart  
Attorney for GC Pivotal, LLC

Enclosures

cc: Dan Kardatzke  
C. Lessie Hammonds – ORS via e-mail: [hammon@regstaff.sc.gov](mailto:hammon@regstaff.sc.gov)  
Scott Elliott via e-mail: [selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)  
Jackie Livingston via e-mail: [jlivingston@elliottlaw.us](mailto:jlivingston@elliottlaw.us)



Carolina Publishing

Advertising Affidavit

P.O Box 100528  
Florence, SC 29501  
(843) 317-6397

Account Number

2156243

Date

March 18, 2011

SHAKER ADVERTISING  
1100 LAKE ST  
SHAKER BUILDING-MARIE LARSON  
OAK PARK, IL 60301-1015

Date	Category	Description	Ad Size	Total Cost
03/18/2011	_Legal Notices	PUBLIC SERVICE COMMISSION OF SOUTH CARO	1 x 107 L	467.81

**Media General Operations, Inc.**

**Publisher of the  
Morning News**

This is to certify that the attached PUBLIC SERVICE COMMISSION  
was published in the Morning News in the City of Florence, state  
of South Carolina on the following dates:

03/18/2011

The First insertion being given ... 03/18/2011

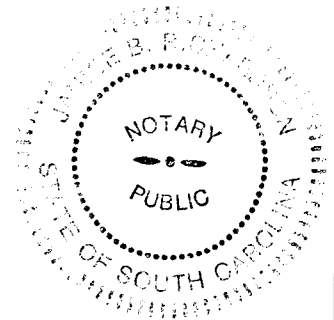
Newspaper reference: 0000282405

Sworn to and subscribed before me this

3/25/11

Notary Public

Supervisor



State of South Carolina  
My Commission expires MY COMMISSION EXPIRES DECEMBER 16, 2019

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

**PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA**

**CLERK'S OFFICE**

**NOTICE OF FILING AND HEARING**

**DOCKET NO. 2011-109-C**

**Application of GC Pivotal, LLC for a Certificate  
of Public Convenience and Necessity to Provide  
Local Exchange and Interexchange Telecom-  
munication Services and for Alternative Regu-  
lation and Flexible Regulation**

GC Pivotal, LLC ("GC Pivotal" or "Applicant") has filed with the Public Service Commission of South Carolina ("Commission") an Application for a Certificate of Public Convenience and Necessity in the State of South Carolina. The Applicant requests pursuant to S.C. Code Ann. § 58-9-280(B), and Section 253 of the Telecommunications Act of 1996, authority to provide resold local exchange and interexchange service and for local service offerings to be regulated in accordance with procedures authorized for NewSouth Communications in Order No. 1998-165 in Docket No. 1997-467-C; and for interexchange service offerings to be regulated in accordance with procedures established for alternative regulation in Order Nos. 1995-1734 and 1996-55 in Docket No. 1995-661-C. The Applicant intends to offer its services to interexchange service business customers throughout the State of South Carolina. Additionally the Applicant intends to provide local exchange service to business customers only located in non-rural local exchange carriers' service areas of South Carolina.

A copy of the Company's application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2011-109-C. Additionally, a copy of the application is available from the Company's representative Scott Elliott, Esquire, Elliott & Elliott, P.A., 1508 Lady Street, Columbia, SC 29201.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on Monday, June 13, 2011, at 10:00 a.m., before a Hearing Examiner, in the Commission's Law Library at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to

Intervene in accordance with the Commission's Rules of Practice and Procedure on or before April 14, 2011, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. Please refer to Docket No. 2011-109-C.

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before April 14, 2011, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2011-109-C.

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before April 14, 2011. Please refer to Docket No. 2011-109-C.

PLEASE TAKE NOTICE that any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).  
3/14/11

## Legal Advertising

Date: 3/16/2011

Name: **SHAKER ADVERTISING**

Address: 1100 LAKE ST OAK PARK IL 6030110

Ad No: 4678855 Class: 0008 Legal Notices (News) Rate: Legal Rates

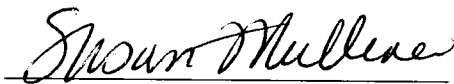
Publish Dates:

Friday, March 18, 2011

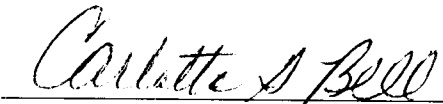
Lines: 185

## Affidavit of Publication

I, Susan F. Mullinax, being the Legal Advertising Agent for *The Greenville News*, do hereby testify that the attached legal ad was published on 185 lines as set forth above, in The Greenville News beginning on 3/18/2011 and ending on 3/18/2011



Susan F. Mullinax  
Legal Advertising Agent



Carlotta G. Bell  
Notary Public for the State of South Carolina  
My Commission Expires July 22, 2020

**Ad Text:**

A137000 4678855PUBLIC SERVICECOMMISSIONOF SOUTH CAROLINA CLERK'S OFFICE NOTICE OFFILING ANDHEARING DOCKET NO. 2011-109-C Application of GC Pivot-al, LLC for a Certificateof Public Convenienceand Necessity to Pro-vide Local Exchangeand Interexchange TelecommunicationServices and for Alter-native Regulation andFlexible Regulation GC Pivotal, LLC ("GC Pi-votal" or "Applicant")has filed with the Pub-lic Service Commissionof South Carolina ("Co-mmission") an Applica-tion for a Certificate of Public Convenience andNecessity in the Stateof South Carolina. TheApplicant requests pur-suant to S.C. Code Ann.58-9-280(B), and Section253 of the Telecommu-nications Act of 1996,authority to provide re-sold local exchangeand interexchangeservice and for localservice offerings to beregulated in accordance with proce-dures authorized forNewSouth Communica-tions in Order No. 1998-165 in DocketNo. 1997-467-C; and forinterexchange serviceofferings to be regulated in ac-cordance with proce-dures established foralternative regulation in Order Nos.1995-1734 and 1996-55in Docket No. 1995-661-C. The Applicant intends to of-fer its services to inter-exchange service busi-ness customersthroughout the State ofSouth Carolina. Addi-tionally the Applicant intends to provide localexchange service tobusiness customersonly located in non-rural local ex-change carriers' serv-ice areas of South Caro-lina. A copy of the Compa-ny's application can befound on the Commis-sion's website at [www.psc.sc.gov](http://www.psc.sc.gov) un-der Docket No. 2011-109-C . Additionally, a copy of the application is availablefrom the Company'srepresentative ScottElliott, Esquire, Elliott & Elliott, P.A.,1508 Lady Street, Co-lumbia, SC 29201. PLEASE TAKE NOTICEthat a hearing on theabove matter has beenscheduled to begin on Monday,June 13, 2011, at 10:00a.m., before a HearingExaminer, in the Commission's LawLibrary at 101 ExecutiveCenter Drive, SaludaBuilding, Columbia, South Caroli-na 29210. PLEASE BE ADVISEDthat pursuant to S.C.Code Ann. Section 58-9-280, as amended, the Commis-sion will invoke the 120-day period allowed for consideration of thismatter. Any person who wishesto participate in thismatter as a party of re-cord with the right of cross-examina-tion, should file a Peti-tion to Intervene in ac-cordance with the Commission's Rulesof Practice and Proce-dure on or before April14, 2011, and indicate theamount of time re-quired to address theCommission. For the receipt of future Com-mission correspon-dence, please includean email address in the Petition to Inter-vene. Please refer toDocket No. 2011-109-C . Any person who wishesto testify and presentevidence at the hearingshould notify, in writ-ing, the Commission;the

Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before April 14, 2011, and indicate the amount of time required to address the Commission. Please refer to Docket No. 2011-109-C. Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before April 14, 2011. Please refer to Docket No. 2011-109-C. PLEASE TAKE NOTICE that any person who wishes to have his or her comments considered as part of the official record of this proceeding MUST present such comments in person to the Commission during the hearing. Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov). 3/14/11

**THANK YOU FOR YOUR ADVERTISEMENT!**

If I can be of further assistance, please call : 864-298-4100

MARY ANDERSEN SHAKER ADVERTISING  
1100 W. LAKE ST.  
OAK PARK IL 60301

## AFFIDAVIT OF PUBLICATION

# The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

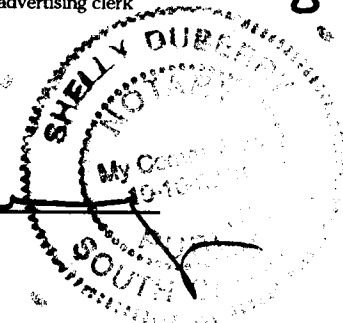
03/18/11 Fri PC  
03/18/11 Fri CNW

at a cost of \$293.75  
Account# 107537  
Order# 497455  
P.O. Number: A137000

Subscribed and sworn to before  
me this 23<sup>rd</sup> day  
of March  
A.D. 2011

*Keisha Edgings*  
advertising clerk

*Shelly Dube*  
NOTARY PUBLIC, SC  
My commission expires



### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA CLERK'S OFFICE NOTICE OF FILING AND HEARING DOCKET NO. 2011-109-C

Application of GC Pivotal, LLC for a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Telecommunication Services and for Alternative Regulation and Flexible Regulation

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3/14/11 AD# 497455

THE STATE MEDIA CO., INC.  
Columbia, South Carolina  
publisher of

**The State**

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

Personally appeared before me, AshLeigh McAlister, Inside Classified  
Manager of THE STATE, and makes oath that the advertisement,

Notice of Filing and Hearing – Docket 2011-109-C – GC Pivotal LLC

was inserted in THE STATE, a daily newspaper of general circulation published in  
the City of Columbia, State and County aforesaid, in the issue(s) of

March 18, 2011

*AshLeigh McAlister*

Subscribed and sworn to before me

on this day March 22, 2011

*Emily F. Cheverman*

Notary Public

My commission expires  
March 10, 2013

*"Errors- the liability of the publisher on account of errors in  
or omissions from any advertisement will in no way exceed  
the amount of the charge for the space occupied by the item in  
error, and then only for the first incorrect insertion."*

**PUBLIC SERVICE COM-  
MISSION OF SOUTH  
CAROLINA  
CLERK'S OFFICE**

**NOTICE OF  
FILING AND  
HEARING  
DOCKET**

NO. 2011-109-C

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